**THE HONOURABLE SRI JUSTICE R. SUBHASH REDDY**

**WRIT PETITION NO. 24447 OF 2007**

**DATED: 30-11-2007**

**Between:**

B. Ravindra, S/o. late B. Rangaiah

… Petitioner

And

1. The Station House Officer,
Saifabad P.S. at Lakdi kapul,
Hyderabad and another

… Respondents

**THE HONOURABLE SRI JUSTICE R. SUBHASH REDDY**

**WRIT PETITION NO. 24447 OF 2007**

**ORDER:**

In this writ petition, the petitioner seeks directions by way of Mandamus to declare the action of the first respondent in not proceeding with the investigation in Cr.No.817 of 2004 as illegal and arbitrary.

The petitioner filed a private complaint as contemplated under Section 190 Cr.P.C. before the XV Metropolitan Magistrate, Hyderabad against the second respondent herein. It is the complaint of the petitioner that the second respondent is creating problems and interfering with the land to an extent of Ac.3.00 guntas in Sy.No.32, Guttalabegumpet village, Serilingampally Mandal, Ranga Reddy District, basing on forged documents and is trying to alienate the said land with the help of unsocial elements. On receipt of the said complaint, the court below referred the same for investigation under Sec.156(3) of Cr.P.C. As per the said reference, a case in Cr.No.817/2004 was registered for the alleged offences under Sections 471, 420, 448, 468, 471, 506 IPC.

In the counter affidavit, it is stated that during the investigation, in spite of repeated opportunities, petitioner has not produced any witness or any other evidence, either oral or documentary, in support of the complaint. It is stated that, in that view of the matter, by obtaining permission from the competent authority, final report as contemplated under Sec.173 Cr.P.C., is also filed, referring to the complaint of the petitioner for lack of evidence on 30-11-2005. A copy of the final report filed under Section 173 Cr.P.C. is also filed along with the counter affidavit.

As much as final report under Section 173 Cr.P.C. is already filed, it cannot be said that respondents have not taken any action pursuant to registration of crime in Cr.No.817/2004.

The writ petition is devoid of merits and is accordingly dismissed. No order as to costs.

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**R. SUBHASH REDDY, J.**

**Dt: 30-11-2007**
Rns/MRR

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RNS